

## REGISTER OF CLASSIFICATION DECISIONS

**Title of Publication:** 91) Unallocated Clusters

**Other Known Title:** Not Stated

**Format:** Computer Image File Printout

**Director/Author:** Not Applicable

**Producer/Publisher:** Not Applicable

**Country of Origin:** Not Stated

**Language:** English

**Applicant:** Commissioner of Police

**Distributor:** Not Applicable

<b>Classification:</b>	Objectionable.
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**Descriptive Note:** Not Applicable

**Display Conditions:** Not Applicable

**Date of entry in Register:** 28 January 2008

**Date of direction to issue a label:** Not Applicable

**OFLC No:** 702574

**Excisions:** Not Applicable

**Reasons for excisions:**

Not Applicable

**Summary of reasons  
for classification:**

The computer image file printout entitled *91) Unallocated Clusters* is classified as:  
Objectionable.

The publication exploits the nudity of children by presenting an image of a naked girl of about six to eight years of age posed for the viewer's close inspection. The overall effect is that of an image that is reasonably capable of being regarded as sexual in nature. The publication was downloaded from the Internet. It is highly likely that the child's nudity is exploited with sexual intent in this context. Therefore the publication exploits the nudity of children in such a manner that its availability is likely to be injurious to the public good.

The classification of this publication interferes with the freedom of expression as set out in s14 of the New Zealand Bill of Rights Act 1990. This outcome is consistent, however, with Parliament's intention in the Films, Videos, and Publications Classification Act 1993 to limit the availability of publications that exploit the nudity of children.